

**DOCKET NO.: IVOO-0178**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In Re Application of:**

**Charles Eric Hunter, Bernard L. Ballou, Jr.,**

**Kelly C. Sparks and John H. Hebrank**

**Application No.: 09/855,992**

**Filing Date: May 15, 2001**

**For: MUSIC DISTRIBUTION SYSTEMS**

**Confirmation No.: 9374**

**Group Art Unit: 3621**

**Examiner: Pierre E. Elisca**

**EXPRESS MAIL LABEL NO: EV670669249US**  
**DATE OF DEPOSIT: July 29, 2005**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

- ☒ In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- ☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.116 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:
- ☐ Certification in Accordance with § 1.97(e) is attached; or
- ☐ The fee of **\$180.00** as set forth in § 1.17(p) is attached.
- ☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of **\$180.00** as set forth in § 1.17(p).
- ☒ Copies of reference numbers **63-73** and **75-79** listed on the attached Form PTO-1449 are enclosed herewith. A copy of reference **74** (Taiwan patent application TW90101479) was cited by previous counsel in a related patent application. However, this document is not available to the public because it is currently under examination.

☒ Copies of reference numbers 1-62 on the attached Form PTO 1449 are not required to be submitted pursuant to 37 CFR § 1.98(a)(2)(i).

☐ Copies of references - are not being submitted because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application number , filed for which a claim for priority under 35 U.S.C. § 120 has been made in the instant application.

☐ The relevance of those listed references which are not in the English language is as follows:

There are no listed references which are not in the English language.

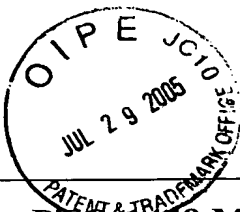
Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

Date: July 29, 2005

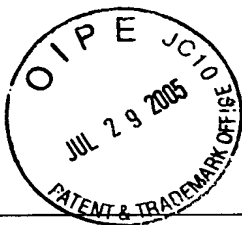


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<b>Form PTO-1449 Modified</b>  List of Patent and Publications Cited by Applicant (Use several sheets if necessary)  U.S. Department of Commerce Patent and Trademark Office	Docket No. <b>IVOO-0178</b>		Application No. <b>09/855,992</b>	
	Applicant <b>Charles Eric Hunter, Bernard L. Ballou, Jr., Kelly C. Sparks and John H. Hebrank</b>			
	Filing Date <b>May 15, 2001</b>		Group <b>3621</b>	
	Confirmation No. <b>9374</b>			
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>				
	<b>1</b>	U.S. Patent Application No. 11/085,944 Charles Eric HUNTER et al. (filed March 21, 2005).		
<b>EXAMINER</b>		<b>DATE CONSIDERED</b>		



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### U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	2	4,789,863	12/06/88	Bush	340	5.9
	3	4,794,465	12/27/88	Van Luyt et al.	386	100
	4	4,809,325	02/28/89	Hayashi et al.	380	234
	5	5,438,355	08/30/95	Palmer	725	110
	6	5,440,334	08/01/95	Walters et al.	725	92
	7	5,469,206	11/21/95	Strubbe et al.	725	60
	8	5,483,278	01/09/96	Strubbe et al.	725	61
	9	5,483,535	01/09/96	McMillen et al.	370	452
	10	5,550,863	08/27/96	Yurt et al.	375	240
	11	5,572,442	11/05/96	Schulhof et al.	709	219
	12	5,610,653	03/11/97	Abecassis	348	170
	13	5,621,840	04/15/97	Kawamura et al.	386	68
	14	5,682,206	10/28/97	Wehmeyer et al.	725	58
	15	5,729,214	03/17/98	Moore	340	905
	16	5,734,720	03/31/98	Salganicoff	380	211
	17	5,790,935	08/04/98	Payton	422	186
	18	5,815,662	09/29/98	Ong	725	92
	19	5,857,020	01/05/99	Peterson, Jr.	705	52
	20	5,862,260	01/19/99	Rhoads	382	232
	21	5,905,713	05/18/99	Anderson et al.	370	241
<b>EXAMINER</b>				<b>DATE CONSIDERED</b>		





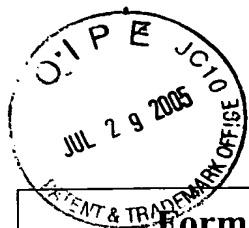
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Examiner Initial		Document No.	Date	Name	Class	Subclass
	42	6,177,931	01/23/01	Alexander et al.	725	52
	43	6,229,453	05/08/01	Gardner et al.	340	853.8
	44	6,249,532	06/19/01	Yoshikawa et al.	370	486
	45	6,269,394	07/31/01	Kenner et al.	709	217
	46	6,272,636	08/07/01	Neville et al.	713	189
	47	6,385,596	05/07/02	Wiser et al.	705	51
	48	6,400,996	06/04/02	Hoffberg et al.	700	83
	49	6,424,998	07/23/02	Hunter	709	207
	50	6,430,603	08/06/02	Hunter	709	207
	51	6,430,605	08/06/02	Hunter	709	207
	52	6,438,579	08/20/02	Hosken	709	203
	53	6,463,467	10/08/02	Mages et al.	709	218
	54	6,496,822	12/17/02	Rosenfelt et al.	707	9
	55	6,522,769	02/18/03	Rhoads et al.	382	100
	56	6,611,820	08/26/03	Oshima et al.	705	56
	57	6,625,333	09/23/03	Wang et al.	382	300
	58	2002/0056112	06/03/99	Dureau et al.	725	78
	59	2002-0056118	08/28/99	Hunter et al.	725	87
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### FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	63	EP 0 756 423 A1	01/29/97	EPO		
	64	WO 92/22983	12/23/92	PCT		
	65	WO 94/13107	06/09/94	PCT		
	66	WO 00/05886	02/03/00	PCT		
	67	WO 00/14965	03/16/00	PCT		
	68	WO 01/01677	01/13/00	PCT		
	69	WO 01/17242	03/08/01	PCT		
	70	WO 01/54324	07/26/01	PCT		
	71	WO 01/74050	10/04/01	PCT		
	72	WO 01/82625	11/01/01	PCT		
	73	503657 (Appl'n No. 89117223)	08/25/00	Taiwan	X (English Abstract Only)	
	74	90101479**	01/10/01	Taiwan		
	75	527835 (Appl'n No. 90104727)	03/01/01	Taiwan	X (English Abstract Only)	
	76	JP360253082	12/13/85	Japan	X (English Abstract Only)	
	77	JP2002015333	01/18/02	Japan	X (English Abstract Only)	
	78	JP2002099283	04/05/02	Japan	English Abstract Submitted Only	
	79	JP2002156979	05/31/02	Japan	X (English Abstract Only)	
<b>EXAMINER</b>				<b>DATE CONSIDERED</b>		

\*\* This Taiwan patent application was cited by previous counsel in a related patent application. However, this document is not available to the public because it is currently under examination.